The 9th February 1884.

No. 318.—The toddy farm or the exclusive privilege of selling toddy in the District of Shimoga for three years, *viz.* from 1st April 1884 to 31st March 1887, will be sold by public auction by the Deputy Commissioner of Shimoga at his Office at 12 o'clock noon on the 7th March 1884, separately for each taluk or groups of taluks subject to the conditions hereinafter set forth. The toddy farm will not in the above term of 3 years include the right of selling the bagani toddy in the Malnad taluks which will be farmed separately for each village or groups of villages. The District of Shimoga comprises the undermentioned taluks as revised by the Dewan's Notifications Nos. 129, dated 13th November 1882, 130 and 131, dated 21st November 1882, and 146, dated 7th December 1882 :—

1. Shimoga including Kumsi Deputy Amildar's charge.
2. Tirthahalli.
3. Channagiri.
4. Sagar.
5. Nagar.
6. Sorab.
7. Honnali.
8. Shikarpur.
9. Davangere.

2. The farm in each case will be put up to auction at an upset annual rent which will be notified at the time, and will be knocked down to the highest bidder, subject to confirmation by the Dewan, who reserves to himself the power of rejecting the highest or any bid without assigning any reason.

3. Parties intending to bid must attend either in person or by duly accredited agents, and no person will be permitted to bid until he has deposited a sum equal to 5 per cent of the upset annual rent fixed. The deposits of all unsuccessful bidders will be returned to them at the close of the sale.

4. The highest bidder whose bid is recommended for confirmation by the Dewan will be required to deposit at once a sum equal to one-twelfth of the annual rent engaged for, inclusive of the deposit already made by him. On the decision of the Dewan being announced, he will be required, within eight days of such announcement, to deposit with the Deputy Commissioner, inclusive of the previous deposits, a total sum equal to one-fourth of the annual rent engaged for, either in cash or in Government securities duly endorsed, as security for the due fulfilment of the contract. Or he may furnish one-half of the security above required in cash or in Government securities, and the remaining half in immovable property of value equal to double the amount, free of all claims and encumbrances. He shall further execute an agreement in the usual form on proper stamp, binding himself to conform to the conditions herein set forth.

5. If he fails to furnish the deposits required in the preceding para, or refuses to execute the agreement required, any deposits already made will be forfeited to Government, and the farm resold or otherwise disposed of, any losses resulting from such resale or disposal of the farm being recovered from him by attachment and sale of his property under the rules in force for the recovery of arrears of land revenue.

Conditions.

I. The annual contract amount shall be paid by equal monthly instalments, together with the prescribed local cess of one anna on every rupee, computed on such contract amount, into the District Treasury, on or before the 15th of the month following that for which the payment is due ; and interest at the rate of 6 per cent per annum shall be paid on all arrears left outstanding on that date. Such arrears shall, if they remain unpaid after the lapse of the month in which they are payable, be recoverable by attachment and sale of the property of the lessee in the manner prescribed by existing rules for the recovery of arrears of land revenue, and it shall be at the discretion of the Deputy Commissioner with the Dewan's sanction to declare the lease cancelled, and to resell or retain it under Government management and to recover all outstanding arrears with interest, and any losses which may result from such resale or disposal of the contract, by confiscation of the security deposited, and, if necessary, by attachment and sale of the property of the defaulter, under the rules in force for the recovery of arrears of land revenue.

II. The usual licenses to retail vendors will be issued by the Deputy Commissioner, and no alteration shall be made by the lessee in the locality or number of the retail shops now opened for sale of toddy, without the express sanction of the Deputy Commissioner. The Deputy Commissioner is competent to order any shops to be closed on grounds of public expediency.

III. Grain, goods, ornaments, wearing apparel or other property should not be received in barter or pawn for toddy.

IV. The lessee shall be required to conform to any additional rules which may be prescribed from time to time by the Dewan.

V. No interference shall be made by the lessee with the rights, as already ascertained and defined, of the holders of jodi, sarvamanyam and kayamgutta villages who are authorized by sannads, &c., to exercise such rights within the limits of their villages. Disputes regarding such rights will be decided by the Deputy Commissioner of the District, and the lessee shall be bound by such decision, which shall be subject however to the confirmation or otherwise, on appeal, of the Dewan.

VI. No toddy shops shall be opened before 6 A. M., and all shops shall be closed at 9 P. M., except when otherwise authorized by the Deputy Commissioner on exceptional occasions.

VII. All shops for the sale of toddy on or adjacent to the line of march shall be closed while a Regiment or Detachment of European soldiers is passing by, or during its temporary halt in the vicinity, and no compensation shall be claimable for loss alleged to have occurred or to have been occasioned thereby, and it shall be lawful for such troops to have their own abkari contractor.

VIII. The lessee will be allowed the use of the date trees growing on Government waste lands for the extraction of toddy either for sale within the limits of his farm or for manufacture into jaggory, but he will have no claims to date trees situated in lands which are now or may hereafter be occupied for cultivation or for other purposes, nor to compensation on account of any date trees or topes which the Government may, at any time, consider necessary to reserve for other purposes or for the supply of toddy to other Districts. The manufacture of jaggory will be carried on only in such localities and under such conditions as the Deputy Commissioner may fix from time to time.

IX. The lessee will have no claims to compensation or remission on account of any arrangements which may be made by Government in regard to beer or other descriptions of liquor or spirit than toddy. The Dewan reserves to himself the power to terminate the lease as regards any parts of the District on public grounds, awarding a reasonable compensation for the same.

X. No toddy shall be knowingly sold or given to any European soldier, sailor, European or Eurasian woman or child, or to a sepoy or policeman when on duty, and any breach of this rule shall render the lessee or the vendor severally or jointly liable to the payment of a penalty of Rs. 50 for the first offence, and one hundred rupees for every subsequent offence, as well as for the cancelment of the vendor's license.

XI. The lessee shall be responsible that his servants or agents are prevented from extracting toddy from young immature date trees the trunks of which are less than one yard in height from the ground to the springing of the branches, nor shall any leaves be cut and used by them except such as may have to be removed for the purpose of drawing toddy; and any breach of these rules shall render the lessee liable to the payment of a penalty of Rs. 50 for the first offence, and Rs. 100 for every subsequent offence.

XII. The rates at which toddy shall be sold to the public shall be as follows :—

	MAXIMUM.			MINIMUM.		
	Prices per seer.					
	Rs.	A.	P.	Rs.	A.	P.
Shimoga Town	0	1	6	0	1	0
Channagiri and Honnali Taluks	0	1	0	0	0	6
All other parts of the District	0	1	6	0	0	6

6. Carts used for the transport of toddy are not exempted from payment of the prescribed mohatarfa cart tax.

7. Information in regard to the past revenue and any other matters can be had on application at the Deputy Commissioner's Office.

The 13th February 1884.

No. 319.—Mr. D. Devaraj Ars, Attaché, is granted four months' leave of absence on forfeiture of full pay in extension of that granted him in Notification No. 277, dated the 27th November 1883.